

**UNITED STATES DISTRICT COURT**

**Jury demand date:** 6-10-71 - defendant

D. C. Form No. 106A Rev.

TITLE OF CASE				ATTORNEYS					
LUTHER DERAMUS  vs  EDNA E. MYERS				For plaintiff: Tony L. Waller 200 Law Building 500 West 7th Street Tulsa, Oklahoma 74119 584-3303					
				a Jack Gaither 500 West 7th Street Tulsa, Oklahoma					
				For defendant:  Jack M. Thomas, Best, Sharp, Thomas & Glass 200 Franklin Building Tulsa, Oklahoma 74103 582-8877					
STATISTICAL RECORD		COSTS		DATE	NAME OR RECEIPT NO.	REC.		DISB.	
J.S. 5 mailed 7-1-71		Clerk		6-10-71	Thomas	15	00		
				6-17-71	C.D. No.55			15	00
J.S. 6 mailed 3-1-72		Marshal							
Basis of Action: Personal injuries - automobile		Docket fee							
		Witness fees							
Action arose at:		Depositions							

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-10-71	Petition for removal from District Court of Tulsa County, filed. g	
6-10-71	Bond on removal, filed: Fidelity & Deposit Co. of Maryland, surety. g	
6-10-71	Notice of removal, filed. g	
6-10-71	Acknowledgment of removal, filed. g	
6-10-71	Answer, filed. g	
6-10-71	Demand for jury trial by defendant, filed. g	
7-15-71	Case called for pre-trial hearing on Wednesday, July 28, 1971 at 10:20 A.M. (FD-J)r (Notices mailed)	
7-28-71	Plaintiff's affidavit of mailing, filed. ds	
7-28-71	Pre-Trial hearing held. Parties represented. Statements made. Deft is directed to write a letter to Judge and Pltf., showing the ordinances regarding the Right-of-way involved. Pltf. directed to prepare Pre-Trial Order. Case to be set on Jury List. (FD-J)r	
8-3-71	Letter dated 7-29-71 from Jack M. Thomas to J.D. regarding the allegation in deft's Answer concerning the pedestrian's obligation to yield right of way., filed. r	
8-24-71	Ordered that this case be set for Jury Trial on Monday, October 18, 1971 at 10:00 A.M. (FD-J)r	
<del>9-2-71</del>	<del>Plaintiff's REPLY to Defendant's Answer, filed. v</del> Returned to Mr. Waller	
9-7-71	Pre-Trial Order, filed. (FD-J)r	
9-22-71	Pltf's Response to Deft's Answer, filed. r	
10-13-71	MINUTE ORDER, It is ordered by the court that his case be stricken from Jury Docket of 10-18-71 as requested by pltf. Deft has no objection, (FD-J)r	
10-18-71	Deposition of Luther Deramus on behalf of defendant, filed. g	
1-17-72	Case set for Jury Trial on Monday, February 14, 1972 at 9:30 A.M. (FD-J)r	
2-11-72	Pltf's Motion in Limine w/ Brief in support, filed. r	
2-14-72	Case called for Jury Trial. The Motion in Limine is granted by Agreement of Counsel. Case is passed until 9:30 A.M. on Tuesday February 15, 1972 for Jury Trial. (FD-J)r	
2-16-72	Plaintiff's Requested Instruction No. 1 given in substance. (FD-J) rm	
2-16-72	Plaintiff's Requested Instruction No. 2, was refused. filed. r	
2-16-72	Jury Trial held. Pltf represented by Jack Gaither and Tony Waller; Defts represented by Jack Thomas. Parties announce ready. Court recesses at 4:50 P.M. Wednesday, Feb. 16, 1972 at 9:30 A.M. Jurors in box, parties present and represented as heretofore. Jury retires to deliberate at 11:00 A.M. Jury returns w/Verdict in favor of the Deft at 2:05 P.M. Jury is discharged. Verdict and Judgment is filed. Judgment is signed by JHP-Clerk. (FD-J)r (copies of Judgment are mailed)	
2-16-72	Pltf's Exhibits #1 - #14, filed in Exhibit Room. r	
2-16-72	Judgment on Jury Verdict, filed and entered. Ordered and Adjudged that the Pltfs take nothing, that the action is dismissed on its merits, and that the deft. Edna E. Myers, recover of the Pltfs, its costs of action, filed and entered. (JHP-Clerk)r	